

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

2014 OCT 29 P 3:17

RICARDO LUNA-DOMINGUEZ,

PLAINTIFF,

CASE NO. 2:14-cv-00292-GMN-CWH

VS.

BRIAN WILLIAMS, ET AL.,

DEFENDANTS,

MOTION FOR  
ENLARGEMENT OF TIME  
AND ORDER

PLAINTIFF, RICARDO LUNA-DOMINGUEZ, HEREBY RESPECTFULLY  
MOVE THIS COURT FOR AN ORDER GRANTING A THIRTY (30) DAY  
ENLARGEMENT OF TIME TO AND INCLUDING DECEMBER 6, 2014,  
IN WHICH TO FILE AND SERVE HIS OPPOSITION TO DEFENDANTS  
MOTION FOR SUMMARY JUDGMENT.

THIS MOTION IS MADE AND BASED UPON THE ATTACHED  
DECLARATION OF THE PLAINTIFF, AS WELL AS ALL OTHER PAPERS,  
DOCUMENTS, RECORDS, PLEADINGS AND OTHER MATERIALS ON FILE.

THIS MOTION IS MADE IN GOOD FAITH AND NOT FOR ANY PURPOSES OF DELAY.

Respectfully Submitted on this 26<sup>th</sup> day of October, 2014,

By: Ricardo Luna D.

Plaintiff

P.O. Box 208/SDCC/#1026345

INDIAN SPRINGS, NV 89070

**ORDER**

IT IS HEREBY ORDERED that Plaintiff shall

have through and including December 6, 2014, to file his  
Response in Opposition to Defendants' Motion for  
Summary Judgment (ECF No. 16).

DATED this 4th day of November, 2014.

Gloria M. Navarro, Chief Judge  
United States District Court

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

RICARDO LUNA-DOMINGUEZ,

PLAINTIFF

VS.

BRIAN E. WILLIAMS, ET. AL.,

DEFENDANTS

CASE NO: 2:14-cv-00292-GMN-CWH

DECLARATION OF

RICARDO LUNA-DOMINGUEZ

I, RICARDO LUNA-DOMINGUEZ, BEING FIRST DULY SWEORN AND  
UNDER PENALTY OF PERJURY, DEPOSES AND SAYS:

1. THAT YOUR DECLARANT IS THE PLAINTIFF IN THIS CIVIL RIGHTS ACTION.
2. THAT AN OPPOSITION IS CURRENTLY DUE IN THE ABOVE MATTER  
ON NOVEMBER 6, 2014.
3. THAT DUE TO THE SDCC LAW LIBRARY APPOINTMENT SCHEDULING  
PROCEDURES AND PROCESS, I CANNOT BE GIVEN ACCESS TO THE  
SDCC LAW LIBRARY UNTIL NOVEMBER 5, 2014 AND NOVEMBER 12, 2014  
BY THE LAW LIBRARY SUPERVISOR.
4. THAT YOUR DECLARANT BELIEVES HE WILL NEED AN ENCLANGEMENT  
OF 30 (THIRTY) DAYS THROUGH AND INCLUDING DECEMBER 6, 2014,  
WITHIN WHICH TO PREPARE, RESEARCH, FILE AND SERVE MY OPPOSITION.
5. THAT YOUR DECLARANT BELIEVES THAT THE PHOTOGRAPHS SHOWN  
IN DEFENDANTS "EXHIBIT B" ARE NOT THE SAME AS HIS JEANS.

DECLARATION OF RICARDO LUNA-DOMINGUEZ (CONT.)

6. THAT NO DRUGS WHATSOEVER WERE FOUND ON ME NOR  
WITHIN MY CELL DURING DEFENDANT'S INVESTIGATION.

7. THAT I WAS NEVER SHOWN ANY PHOTOGRAPHS OF ANY  
OTHER INMATES JEANS DURING INVESTIGATION OR HEARING OF  
THIS MATTER.

8. THAT YOUR DECLARANT HAD NOTHING TO DO WITH ANY TYPE  
OF DRUG POSSESSION OR SALE AT ANY TIME WHATSOEVER; AND HAVE  
NEVER TESTED POSITIVE FOR ANY DRUGS AT ANY TIME.

9. THAT YOUR DECLARANT HAS NEVER BEEN SHOWN OR GIVEN  
ANY LIST OF "SEVERAL INMATES" WHO DEFENDANTS CLAIM WERE ALSO  
FOUND TO HAVE PACKETS "SEWN INTO THE SAME LOCATION OF THEIR JEANS";  
NOR HAVE I BEEN PROVIDED ANY PHOTOGRAPHS OF THIS SORT.

10. THAT THIS ENLARGEMENT OF TIME TO FILE AND SERVE THE  
OPPOSITION IS MADE IN GOOD FAITH AND NOT FOR THE PURPOSE OF  
~~UNDIVIDED~~ DELAYING THE ULTIMATE RESOLUTION OF THIS MATTER.

PURSUANT TO TITLE 28, UNITED STATES CODE, SECTION 1746,  
I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

EXECUTED AT SOUTHERN DESERT CORRECTIONAL CENTER  
IN CLARK COUNTY, NEVADA ON OCTOBER 26, 2014  
By: Ricardo Luna D

CERTIFICATE OF SERVICE

I, RICARDO LUNA DOMINGUEZ, DOES HEREBY CERTIFY  
THAT ON THIS 26<sup>TH</sup> DAY OF OCTOBER, 2014, I HAVE FILED AND  
SERVED A TRUE AND ACCURATE COPY OF THE FOREGOING  
MOTION FOR ENLARGEMENT OF TIME, BY PLACING SAID MOTION  
IN THE U.S. MAIL, FIRST CLASS POSTAGE PAID, AND MAILED TO  
THE FOLLOWING ADDRESSEE:

(1) KATHY FOX MILLER

OFFICE OF THE ATTORNEY GENERAL

555 E. WASHINGTON AVE., STE. 3900

LAS VEGAS, NV 89101

(2) CLERK, U.S. DISTRICT COURT

DISTRICT OF NEVADA

333 LAS VEGAS BLVD SO., RM 1334

LAS VEGAS, NV 89101

By: Ricardo Luna D. #1026345

P.O. Box 208 / SDCC

INDIAN SPRINGS, NV 89070